

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

UTILITY PATENT APPLICATION TRANSMITTAL <small>(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))</small>		Attorney Docket No. 1855.1069-006	
		First Named Inventor or Application Identifier Christopher J. Horvath	
		Express Mail Label No. EJ611949115US	
Title of Invention	Method of Inhibiting Stenosis and Restenosis		
APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents.		ADDRESS TO: Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	
1. <input checked="" type="checkbox"/> Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i> 2. <input checked="" type="checkbox"/> Specification Total Pages [74] <i>(preferred arrangement set forth below)</i> - Descriptive title of the invention - Cross References to Related Applications - Statement Regarding Fed sponsored R & D - Reference to sequence listing, a table, or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings <i>(if filed)</i> - Detailed Description - Claim(s) - Abstract of the Disclosure 3. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) Total Sheets [24] <input type="checkbox"/> Fig. of the Drawings for Publication <input type="checkbox"/> <input checked="" type="checkbox"/> No Figure to be Published 4. <input checked="" type="checkbox"/> Oath or Declaration Total Pages [6] a. <input type="checkbox"/> Newly executed (original or copy) b. <input checked="" type="checkbox"/> Copy from a prior application (37 C.F.R. 1.63(d)) <i>(for continuation/divisional with Box 17 completed)</i> i. <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b). 5. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program <i>(Appendix)</i>		6. <input checked="" type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i> a. <input type="checkbox"/> Computer Readable Form b. <input checked="" type="checkbox"/> Paper Copy (identical to computer copy) [11] Pages c. <input type="checkbox"/> Statements verifying identity of above copies <div style="border: 1px solid black; padding: 5px;"> ACCOMPANYING APPLICATION PARTS 7. <input type="checkbox"/> Assignment Papers (cover sheet & documents) <input checked="" type="checkbox"/> Assignee - Millennium Pharmaceuticals, Inc. Cambridge, Massachusetts 8. <input type="checkbox"/> Power of Attorney <input type="checkbox"/> 37 C.F.R. 3.73(b) Statement 9. <input type="checkbox"/> English Translation Document <i>(if applicable)</i> 10. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations 11. <input checked="" type="checkbox"/> Preliminary Amendment 12. <input checked="" type="checkbox"/> Return Receipt Postcard 13. <input type="checkbox"/> Small Entity Statement(s) 14a. <input type="checkbox"/> Foreign Priority Claim under 35 U.S.C. §119 or 365 14b. <input type="checkbox"/> Certified Copy of Priority Document(s) 15. <input type="checkbox"/> Nonpublication Request <i>(check parent application)</i> 16. <input checked="" type="checkbox"/> Other <u>Remarks/Change of Correspondence Address;</u> <u>Request Under 37 C.F.R. § 1.821(e) and Statement Under 37</u> <u>C.F.R. § 1.821(f); Copies of current claims of U.S. Application</u> Nos. 09/497,625, 09/840,459 and 09/898,513 </div>	
17. If a CONTINUING APPLICATION , check appropriate box; supply the requisite information. <input checked="" type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No.: 09/809,739 Prior application information: Examiner: Jessica H. Roark, Ph.D. Group Art Unit: 1644 The entire disclosure of the prior application is considered a part of the disclosure of the accompanying application and is incorporated herein by reference. <i>(Add standard Related Applications section with incorporation by reference to specification or update same)</i>			
18. CORRESPONDENCE ADDRESS			
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Signature	Robert H. Underwood	Date	September 12, 2003
Submitted by Typed or Printed Name	Robert H. Underwood	Reg. Number	45,170

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

FEE TRANSMITTAL FOR PATENT APPLICATIONS		Attorney Docket Number		1855.1069-006	
		Application Number			
		First Named Inventor		Christopher J. Horvath	
CLAIM CALCULATION (includes any preliminary amendment)					
CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS <small>(37 CFR 1.16(c) or (j))</small>	20 - 20* =	0	x \$ 18 =	\$ 0
	INDEPENDENT CLAIMS <small>(37 CFR 1.16(b) or (i))</small>	3 - 3** =	0	x \$ 84 =	\$ 0
	MULTIPLE DEPENDENT CLAIMS (if applicable) <small>(37 CFR 1.16(d))</small>			+ \$ 280 =	\$
				BASIC FEE <small>(37 CFR 1.16(a) or (h))</small>	\$ 750
				Total of above Calculations =	\$ 750
	Reduction by 50% for filing by small entity <small>(37 CFR 1.9, 1.27, 1.28)</small> =				\$
	TOTAL =				\$ 750
	Surcharge - Late Filing of Declaration or Filing Fees <small>(37 C.F.R. 1.16(e))</small> =				\$
	Petition for Extension of Time Fee <small>(37 C.F.R. 1.17)</small> =				\$
	Assignment Recordation Fee = <small>(only when filed with application)</small>				\$
	[Other]				\$
	* Reissue claims in excess of 20 and over original patent ** Reissue independent claims over original patent				TOTAL = \$ 750
<p>1. Small entity status:</p> <p>a. <input type="checkbox"/> A small entity statement is enclosed.</p> <p>b. <input type="checkbox"/> A small entity statement was filed in the prior non-provisional application and such status is still proper and desired.</p> <p>c. <input type="checkbox"/> Is no longer claimed.</p> <p>2. <input checked="" type="checkbox"/> A general authorization is hereby granted to charge deposit account number 08-0380 for any fees required under 37 CFR 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.</p> <p>3. <input checked="" type="checkbox"/> A check is enclosed for \$ 750. <input type="checkbox"/> Please charge \$[] to Deposit Account No. 08-0380.</p> <p>4. <input type="checkbox"/> Other: _____</p>					
Signature		Robert H. Underwood		Date	
Submitted by Typed or Printed Name		Robert H. Underwood		Reg. Number	
				45,170	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Christopher J. Horvath and Patricia E. Rao

Continuation of:

Application No.: 09/809,739

Filed: March 15, 2001

For: METHOD OF INHIBITING STENOSIS AND RESTENOSIS

Date: <u>September 12, 2003</u>
EXPRESS MAIL LABEL NO. <u>EJ 611949115 US</u>

REMARKS/CHANGE OF CORRESPONDENCE ADDRESS

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-captioned application is a continuation of application number 09/809,739 filed on March 15, 2001 to which priority is claimed under 35 U.S.C. §120.

The Related Applications paragraph and document identifying information at the top of page 1 have been revised. In addition, the attorney's docket number has been revised in the header of pages 2-74.

New Claims 34-39 have been added. Support for the new claims is found, for example, at page 2, line 25 through page 3, line 9, and in Claims 2 and 3 as originally filed.

Corrections to Figures 17 and 18 were approved by the Examiner in the parent application. This application is being filed with Formal Drawings that include the corrected Figures 17 and 18 that were approved in the parent application.

The brief description of Figures 6A-6D on page 6 have been amended to comport with the Formal Drawings. Specifically, “, stippled bars” has been deleted from the brief description of each of Figures 6A-6D.


The “Sequence Listing” is presented as sheets 1/11 - 11/11 at the end of the Application.

The application does not contain new matter.

Pursuant to 37 C.F.R. 1.63(d)(4), please note that a Notice of Change of Correspondence Address was submitted in parent Application No. 09/809,739. Please send all correspondence in the above-identified continuation application to: Customer No. 021005; Hamilton, Brook, Smith & Reynolds, P.C., 530 Virginia Road, P.O. Box 9133, Concord, Massachusetts 01742-9133. In addition, please direct all telephone calls to Helen E. Wendler, Esq. at (978) 341-0036, and all facsimile communications to (978) 341-0136.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By 

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Dated: *September 12, 2003*